GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

The Andhra Pradesh Minor Mineral Concession Rules, 1966 – Amendments to the Rule 7 and Rule 12(5) (c) – Orders – Issued.

INDUSTRIES & COMMERCE (MINES-II) DEPARTMENT

G.O.MS.No. 53 Dated: 27-02-2019

Read the following:-

1. G.O.Ms No. 1172, Ind & Comm (B.I), Dept., dt:04.09.1967.
2. S.O. No. 141(E), dt: 15.01.2016 of MoEFCC, GoI.
3. G.O.Ms No. 56, Ind & Comm (M.II) Dept., dt: 30.04.2016.
4. S.O. No. 190(E), dt: 20.01.2016 of MoEFCC, GoI.
5. S.O. No. 804(E), dt: 14.03.2018 of MoEFCC, GoI.
6. S.O. No. 1030(E), dt: 08.03.2018 of MoEFCC, GoI.
7. S.O. No. 1031(E), dt: 08.03.2018 of MoEFCC, GoI.
8. From the DM&G, GoAP., Lr.No.7836/P/2014, Dt.23.10.2018.

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ORDER:

Government, after careful examination of the proposal submitted by the Director of Mines and Geology, Andhra Pradesh in the reference eighth read above, the Government decided to make amendments to the Andhra Pradesh Minor Mineral Concession Rules, 1966.

2. Accordingly, the following Notification shall be published in an Extra-Ordinary issue of the Andhra Pradesh Gazette, Dt.27-02-2019.

NOTIFICATION

In exercise of the powers conferred by sub-section (1) of section 15 of the Mines and Minerals (Development and Regulation) Act, 1957 (Central Act 67 of 1957), as amended from time to time, the Governor of Andhra Pradesh hereby makes the following amendments to the Andhra Pradesh Minor Mineral Concession Rules, 1966 issued in G.O.Ms.No.1172, Industries (B.I) Department, the 4th September, 1967 as subsequently amended.

AMENDMENTS

In the said Rules:-

(1) In rule 7 A,
(i) after clause (iv), the following shall be added, namely:-

" **(v):** The Deputy Director concerned shall take decision to grant precise area for the said purpose and communicate such decision

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to the applicant along with a copy of the surveyed sketch showing the area on which Mining Plan has to be prepared. On receipt of the communication from the Deputy Director concerned of the precise area to be granted, the applicant shall prepare and submit a Mining Plan approved by the competent authority, Environmental Clearances(EC) issued by the competent authority and Consent for Establishment (CFE) issued by the competent authority of Andhra Pradesh Pollution Control Board(APPCB) within 1 (one) year for proposed lease area upto 25.00 Hects and within 2 (two) years for proposed lease area above 25.00 Hectares or within such other period not exceeding one year as may be allowed by the Deputy Director provided the grantee applies for extension of time along with AMP and acknowledgement in token of filing application for grant of Environmental Clearance before the competent authority, before 30 days from the date of expiry of the period stipulated for submission of AMP, EC and CFE. The Deputy Director concerned may consider the application for grant of extension of time for submission of EC and CFE, if the applicant applies after 30 days from the date of expiry of the period stipulated, but before the date of expiry of the period stipulated for submission of AMP, EC and CFE, if the applicant satisfies the Deputy Director concerned that the applicant had sufficient cause for not making application within the specified time.

Provided also that no further extension of time shall be considered and the Deputy Director concerned shall reject the Quarry Lease application.

(vi): If the quarrying operations are not carried out in accordance with the Mining Plan, the Asst. Director of Mines & Geology concerned may report the violations noticed to the Deputy Director concerned, who in turn may order suspension of the quarrying operations in whole or any part of the lease area and permit continuance of only such operations which restore the conditions in the quarry as envisaged under the said mining plan. If the lease holder has not rectified the violations noticed by the authorized officer within the stipulated period, the Deputy Director concerned may terminate the lease by giving a reasonable opportunity while recording reasons."

(2) In rule 12, for clause (c) of sub rule (5), the following shall be substituted, namely

"(c) On receipt of an application for the grant of a Q.L., the Director shall take decision to grant precise area for the said purpose and communicate such decision to the applicant along with a copy of the surveyed sketch showing the area on which the mining plan has to be prepared. On receipt of the communication from the Director of

the precise area to be granted, the applicant shall prepare and submit a Mining Plan, Environmental Clearances (EC) issued by the competent authority and Consent for Establishment (CFE) issued by the competent authority of APPCB within 1 (one) year for proposed lease area upto 25.00 Hects and within 2 (two) years for proposed lease area above 25.00 Hects or within such other period not exceeding one year as may be allowed by the Director provided the grantee applies for extension of time along with AMP and acknowledgement in token of filing application for grant of Environmental Clearance before the competent authority, before 30 days from the date of expiry of the period stipulated for submission of AMP, EC and CFE. The Director may consider the application for grant of extension of time for submission of EC and CFE, if the applicant applies after 30 days from the date of expiry of the period stipulated, but before the date of expiry of the period stipulated for submission of AMP, EC and CFE, if the applicant satisfies the Director that the applicant had sufficient cause for not making application within the specified time.

Provided also that no further extension of time shall be considered and the Director shall reject the Quarry Lease application.

(3) Under rule 7(A), Chapter 9 of Model Format-T, prescribed under rule 7-A the following shall be substituted, namely, -

"Financial Assurance:

Financial assurance can be submitted in the form of a Bank guarantee from a nationalized Scheduled Bank, a minimum of amount of Financial assurance to be furnished under chapter 9 in model form –T shall be Rupees Fifty Thousand for the quarry lease granted below 5.000 hects and Rupees Ten Thousand per Hect or part thereof for the quarry lease granted 5.000 Hects and above."

(BY ORDER AND IN THE NAME OF GOVERNOR OF ANDHRA PRADESH)

I.SRINIVAS SRINARESH
SECRETARY TO GOVERNMENT

To

The Commissioner of Printing, Stationery & Stores Purchases (Printing Wing), Andhra Pradesh, Vijayawada. (He is requested to publish the above Notification in the Extra Ordinary issue of A.P. Gazette, with immediate effect and arrange to send 200 copies of the same to the Government in Industries & Commerce(M.II) Department and 100 copies to the Director of Mines and Geology, A.P., Ibrahimpatnam, Vijayawada.)

The Director of Mines & Geology, A.P., Ibrahimpatnam, Vijayawada. (With a request to pursue the matter for publication)

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Copy to:
The Law (H) Department.
The P.S. to Secy. (Mines), Ind. & Com. Dept.
The PS to M (M&G)
Sf/Sc (e-file No.INC01-MG0ACTS/2/2018-MINES-II-INDS)

//FORWARDED BY ORDER//

SECTION OFFICER